



THE STATE  
of ALASKA

GOVERNOR SEAN PARNELL

Department of  
Environmental Conservation

DIVISION OF SPILL PREVENTION & RESPONSE  
Contaminated Sites Program

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File: 100.38.090

November 15, 2013

David Smith  
Koch Remediation & Environmental Services  
4111 E 37th St N  
PO Box 2256  
Wichita, KS 67201

Re: Alternate Water Solutions Management Plan

Dear Mr. Smith:

The Alaska Department of Environmental Conservation (ADEC) has received your October 21, 2013 response to ADEC's review of the Alternate Water Solutions Management Plan. There are a number of issues that ADEC brought up in correspondence dated August 19, 2013 that Flint Hills is choosing not to address, particularly items 1, 3, 6, and other comments included in the Comments Matrix. As stated in previous communications, the Alternate Water Solutions Management Plan is the single document that, at this time, guarantees that every current and future human receptor is protected from exposure to sulfolane. Under CERCLA (Comprehensive Environmental Response, Compensation and Liability Act), the provision of an alternate water supply (on a permanent- like the connections to city water- or temporary basis -like the point of entry systems) supports the goal of controlling human exposure and it can be considered as a portion of the groundwater strategy while a final remedy is implemented. It is therefore imperative that the Alternate Water Solutions Management Plan addresses all of ADEC's concerns and serves as a performance monitoring tool for the provision of alternate water supply.

At this time the submitted document does not adequately satisfy the needs of the Contaminated Sites Program. The items that ADEC has requested revisions on are necessary to ensure and adequately demonstrate that Flint Hills Resources (FHR) is *preventing, eliminating or minimizing potential adverse impacts to human health, safety and welfare, and to the environment* as required in 18 AAC 75.325 (f) (D). Therefore, ADEC requests that a revised Alternate Water Solutions Management Plan is submitted with the revisions required on the August 19, 2013 communication by January 3, 2014. Subsequently, ADEC requests that the first submission of the Alternate Water Solutions Annual Report is submitted no later than March 28, 2014.

To clarify any remaining concerns or questions that FHR may have on the August 19, 2013 correspondence, ADEC suggests that a teleconference takes place on December 2<sup>nd</sup> or 3<sup>rd</sup> with the appropriate parties. To set up this meeting please contact the ADEC project manager, Tamara Cardona at 907-451-2192 or [tamara.cardona@alaska.gov](mailto:tamara.cardona@alaska.gov). Your attention to this matter is greatly appreciated.

Sincerely,



Steve Bainbridge  
Environmental Program Manager

Cc: Rick Albright, US EPA Region 10, Office of Environmental Cleanup Director  
Kristin Ryan, Alaska Department of Environmental Conservation, SPAR Director  
Tamara Cardona, Alaska Department of Environmental Conservation, CSP